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Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

DEBORAH JUAREZ,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Civil No. 2:24-cv-02948-TLN-JDP

STIPULATION AND ~~PROPOSED~~ ORDER
FOR EXTENSION OF TIME TO FILE THE
ELECTRONIC CERTIFIED
ADMINISTRATIVE RECORD AS THE
ANSWER TO PLAINTIFF'S COMPLAINT

Pending the Court's approval, the parties stipulate through their respective counsel that Defendant, the Commissioner of Social Security (the "Commissioner"), shall have a five-day extension of time to respond to Plaintiff's Complaint in this case from January 29, 2025, up to and including February 3, 2025. In support of this request, the Commissioner respectfully states as follows:

1. Defendant's response to Plaintiff's Complaint was due to be filed by January 29,

2025. Defendant previously requested an extension of the Answer deadline from December 30, 2024 to January 29, 2025.

2. In accordance with the Federal Rules of Civil Procedures, recently amended to add Supplemental Rules for Social Security review cases under 42 U.S.C. § 405(g), the Commissioner files a certified administrative record (CAR) as the Answer to a Complaint for review.
3. Counsel for Defendant made arrangements to file the CAR by January 29, 2025, but there was some internal confusion involving this case and another in which the Plaintiff had a similar name. As a result, our office inadvertently missed the deadline to file the Commissioner's Answer in this case by two business days (and five days total). Counsel for Defendant apologizes for the delay this has caused Plaintiff, Plaintiff's counsel, and the Court.
4. For this reason, Defendant respectfully requests a five-day extension of time *nunc pro tunc*, until today, February 3, 2025, to file the CAR as Defendant's Answer in this matter.
5. Counsel for the Commissioner has consulted with Plaintiff's counsel who advised that he has no objection to this extension request.
6. This request is made in good faith and is not intended to delay the proceedings in this matter.
7. Defendant is attempting to preserve limited judicial resources and has applied the most rapid response under the circumstances.

WHEREFORE, Defendant requests until February 3, 2025, to respond to Plaintiff's Complaint.

Respectfully submitted,

DATE: February 6, 2025

Prato & Reichman, APC

/s/ Christopher James Reichman*

CHRISTOPHER JAMES REICHMAN

Attorney for Plaintiff

(*as authorized via email on February 3, 2025)

MICHELE BECKWITH

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MATHEW W. PILE

Associate General Counsel

Office of Program Litigation, Office 7

Social Security Administration

DATE: February 6, 2025

By s/ Justin L. Martin

JUSTIN L. MARTIN

Special Assistant United States Attorney

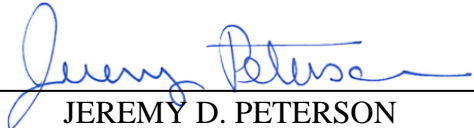
Attorneys for Defendant

ORDER

Pursuant to stipulation, it is so ordered.

IT IS SO ORDERED.

Dated: February 6, 2025


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE